

**MARKHAM READ ZERNER LLC**

One Commercial Wharf West  
Boston, MA 02110  
Tel: (617) 523-6329  
Fax: (617) 742-8604  
[www.markhamreadzerner.com](http://www.markhamreadzerner.com)

EXHIBIT D - 1

August 15, 2022

Hand Delivery Via Process Server

Corporations Division  
Secretary of State's Office  
2 Martin Luther King Jr. Dr.  
Suite 313 West Tower  
Atlanta, GA 30334-1530

**Re: *Wahlstrom v. Hoey et al.*, No. 1:22-cv-10792-RGS (D. Mass.)  
Keenan's Kids Foundation, Inc., a Georgia Nonprofit Corporation**

Dear Sir/Madam:

Pursuant to O.C.G.A. § 9-11-4(e)(1), the Secretary of State is being served as statutory agent for Keenan's Kids Foundation, Inc. in the above-referenced action because service cannot be effected at the office or through the registered agent of this corporation.

I certify that on August 11, 2022 my office forwarded by registered mail a copy of the Summons for the Foundation with a copy of the operative First Amended Complaint with exhibits to registered agent Don C. Keenan at 148 Nassau Street, N.W., Atlanta, Georgia 30303.

I enclose the receipt and tracking information for the registered mail sent as well as a copy of the business information for the Foundation obtained from the Georgia Corporations Division website which reflects Keenan as the registered agent and 148 Nassau Street, N.W., Atlanta, Georgia 30303 as the principal office address, as the registered agent address, and as the officer address. I also enclose an affidavit of diligence from our process server who made multiple attempts to serve the Foundation at the listed address as well as an affidavit of diligence showing prior failed attempts to serve process on Keenan at the same address and an order issued in our case allowing alternative service on Keenan and his law firm.

After service upon the Secretary of State, I will cause to be mailed by registered mail a copy of the summons and complaint to known officer, Don Keenan, at the last known address outside of Georgia of 60 Auburn Drive, Santa Rosa Beach, Florida, 32459. Thank you.

Very truly yours,

MARKHAM READ ZERNER LLC



Bridget A. Zerner

Enclosures



# GEORGIA CORPORATIONS DIVISION

EXHIBIT D - 2  
GEORGIA SECRETARY OF STATE  
**BRAD RAFFENSPERGER**

[HOME \(/\)](#)

## BUSINESS SEARCH

### BUSINESS INFORMATION

Business Name: **KEENAN'S KIDS FOUNDATION, INC.** Control Number: **K812495**

Business Type: **Domestic Nonprofit Corporation** Business Status: **Active/Compliance**

Business Purpose: **NONE**

Principal Office Address: **148 NASSAU ST NW, ATLANTA, GA, 30303-2010, USA** Date of Formation / Registration Date: **3/10/1998**

State of Formation: **Georgia** Last Annual Registration Year: **2022**

### REGISTERED AGENT INFORMATION

Registered Agent Name: **DON C. KEENAN**

Physical Address: **148 NASSAU STREET, N.W., ATLANTA, GA, 30303, USA**

County: **Fulton**

### OFFICER INFORMATION

Name	Title	Business Address
DON C KEENAN	CFO	148 NASSAU ST NE, ATLANTA, GA, 30303, USA
DON C KEENAN	Secretary	148 NASSAU ST NE, ATLANTA, GA, 30303, USA
DON C KEENAN	CEO	148 NASSAU ST NE, ATLANTA, GA, 30303, USA

[Back](#)[Filing History](#)[Name History](#)[Return to Business Search](#)

Office of the Georgia Secretary of State Attn: 2 MLK, Jr. Dr. Suite 313, Floyd West Tower Atlanta, GA 30334-1530,  
Phone: (404) 656-2817 Toll-free: (844) 753-7825, WEBSITE: <https://sos.ga.gov/>

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HANOVER STREET  
217 HANOVER ST  
BOSTON, MA 02113-9998  
(800)275-8777

08/11/2022

10:02 AM

Product	Qty	Unit Price	Price
First-Class Mail®	1		\$2.40
Large Envelope			
Atlanta, GA 30303			
Weight: 0 lb 5.90 oz			
Estimated Delivery Date			
Mon 08/15/2022			
Registered Mail®			\$14.65
Amount: \$0.00			
Tracking #: RF555026142US			
Total			\$17.05
Grand Total:			\$17.05
Credit Card Remit			\$17.05
Card Name: Discover			
Account #: XXXXXXXXXX8504			
Approval #: 01149R			
Transaction #: 141			
AID: A0000001523010 Chip			
AL: Discover			
PIN: Not Required Discover Credit			

\*\*\*\*\*  
Every household in the U.S. is now  
eligible to receive a third set  
of 8 free test kits.  
Go to [www.covidtests.gov](http://www.covidtests.gov)  
\*\*\*\*\*

Text your tracking number to 28777 (2USPS)  
to get the latest status. Standard Message  
and Data rates may apply. You may also  
visit [www.usps.com](http://www.usps.com) USPS Tracking or call  
1-800-222-1811.

Due to the security of Registered  
Mail, an additional 3-10 delivery days  
should be added to the expected  
delivery date provided.

Save this receipt as evidence of  
insurance. For information on filing an  
insurance claim go to  
<https://www.usps.com/help/claims.htm>  
or call 1-800-222-1811

Preview your Mail  
Track your Packages  
Sign up for FREE @  
<https://informedelivery.usps.com>

All sales final on stamps and postage.  
Refunds for guaranteed services only.  
Thank you for your business.

Tell us about your experience.  
Go to: <https://postalexperience.com/Pos>  
or scan this code with your mobile device,



EXHIBIT D - 3

Registered No.

RF555026142US

Date Stamp

0113  
05

To Be Completed By Post Office	Postage \$	\$2.40	Extra Services & Fees (continued)
	Extra Services & Fees	\$14.65	<input type="checkbox"/> Signature Confirmation
	<input type="checkbox"/> Registered Mail	\$14.65	<input type="checkbox"/> Signature Confirmation
	<input type="checkbox"/> Return Receipt (hardcopy) \$	\$0.00	<input type="checkbox"/> Restricted Delivery
	<input type="checkbox"/> Return Receipt (electronic) \$	\$0.00	<input type="checkbox"/> Restricted Delivery
	<input type="checkbox"/> Restricted Delivery \$	\$0.00	Total Postage & Fees
			\$17.05
Customer Must Declare		Received by	
Full Value \$0.00		08/11/2022	
\$0			

Domestic Insurance up to \$50,000  
is included based upon the  
declared value. International  
Indemnity is limited. (See Reverse).

OFFICIAL USE

To Be Completed By Customer (Please Print) All Entries Must Be in Ballpoint or Typed	FROM	BOSTON, MA 02113 Bridget Zerner Markham Road Zerner LLC One Commercial Wharf West Boston, MA 02110
	TO	Don C. Keenan, Registered Agent Keenan Foundation 148 Nassau Street N.W. Atlanta, GA 30303

PS Form 3806, Registered Mail Receipt

April 2015, PSN 7530-02-000-9051

For domestic delivery information, visit our website at [www.usps.com](http://www.usps.com)

Copy 1 - Customer

(See Information on Reverse)



EXHIBIT D - 4 [FAQs >](#)

Track Another Package +

Tracking Number: RF555026142US

Remove X

Expected Delivery by

MONDAY  
15 AUGUST 2022 ⓘ by 9:00pm ⓘ

Departed USPS Facility

August 15, 2022 at 12:34 am  
ATLANTA, GA 30304

Feedback

Text & Email Updates

Tracking History

August 15, 2022, 12:34 am  
Departed USPS Facility  
ATLANTA, GA 30304  
Your item departed our USPS facility in ATLANTA, GA 30304 on August 15, 2022 at 12:34 am. The item is currently in transit to the destination.

August 15, 2022, 12:29 am  
Arrived at USPS Facility  
ATLANTA, GA 30304

August 14, 2022, 10:06 pm  
Departed USPS Facility  
ATLANTA, GA 30320

EXHIBIT D - 5

August 14, 2022, 9:52 pm  
Arrived at USPS Facility  
ATLANTA, GA 30320

August 12, 2022, 1:44 am  
Departed USPS Facility  
BOSTON, MA 02205

August 11, 2022, 11:45 pm  
Arrived at USPS Facility  
BOSTON, MA 02205

August 11, 2022, 6:10 pm  
Departed Post Office  
BOSTON, MA 02113

August 11, 2022, 10:00 am  
USPS in possession of item  
BOSTON, MA 02113

Feedback

Product Information



See Less ^

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

EXHIBIT D - 6

**MARKHAM READ ZERNER LLC**

One Commercial Wharf West

Boston, MA 02110

Tel: (617) 523-6329

Fax: (617) 742-8604

[www.markhamreadzerner.com](http://www.markhamreadzerner.com)

August 11, 2022

**Via Registered Mail**

Don C. Keenan, Registered Agent  
Keenan's Kids Foundation  
148 Nassau Street, N.W.  
Atlanta, Georgia 30303

**Re: *Wahlstrom v. Hoey et al.*, No. 1:22-cv-10792-RGS (D. Mass.)**

Mr. Keenan:

Please see enclosed Summons for Keenan's Kids Foundation, First Amended Complaint with Exhibits A to F, Civil Cover Sheet, Category Form, and Notice of Case Assignment all filed in the above-reference action.

Very truly yours,

MARKHAM READ ZERNER LLC



David D. Wall

Enclosures



EXHIBIT D - 7

UNITED STATES DISTRICT COURT  
for the  
DISTRICT OF MASSACHUSETTS

KIRA WAHLSTROM,

Plaintiff,

v.

DAVID J. HOEY, ET AL.,

Defendants.

CIVIL ACTION

NO. 1:22-CV-10792-RGS

AFFIDAVIT OF DILIGENCE

COMES NOW AMY FERRERO, before the undersigned officer duly authorized to administer oaths and, after being duly sworn on oath deposes and states that she is a citizen of the United States, over the age of eighteen (18), and is a party having no interest in the above styled case, states that she attempted to serve KEENAN'S KIDS FOUNDATION, INC., c/o DON C. KEENAN, Registered Agent, at his business located at 148 Nassau Street, N.W., Atlanta, Georgia 30303. The attempt to serve was unsuccessful because:

1. Attempted service on August 9, 2022 at 2:33 PM. The door to the office was locked. No one responded when I knocked on the door. There was an overhead light on in the front entry area. I did not see anyone inside the office. There was a small window broken to the right of the front door and lumber stacked against the building.

2. Attempted service on August 10, 2022 at 1:58 PM. The door to the office was locked. No one responded when I knocked. The same light was on in the front entry area and the lumber was still stacked against the building.

3. Attempted service on August 12, 2022 at 12:28 PM. The door to the office was locked. No one responded when I knocked. The building looked the same.

I certify under penalty of perjury that the foregoing is true and correct.

Executed this 15 day of August, 2022

Sworn to and subscribed before me  
this 15th day of August, 2022  
Katherine Boudreau  
Notary Public  
My commission expires:

Amy Ferrero  
Legal Ease Attorney Services, Inc.  
645 Waldo Street  
Atlanta, GA 30312  
404-849-1240







KEENAN LAW FIRM

KEENAN  
BUILDING

148





KEENAN  
BUILDING

#EVERYTHINGATL  
CENTENNIAL PARK  
DISTRICT

THE  
KEENAN  
BUILDING  
SIDEY ENTRANCE  
1000 BUNN ST.







EXHIBIT D - 11

**UNITED STATES DISTRICT COURT  
for the  
DISTRICT OF MASSACHUSETTS**

**KIRA WAHLSTROM,**

**Plaintiff,**

**v.**

**DAVID J. HOEY, ET AL.,**

**Defendants.**

**CIVIL ACTION  
NO. 1:22-CV-10792-RGS**

**AFFIDAVIT OF DILIGENCE**

COMES NOW AMY FERRERO, before the undersigned officer duly authorized to administer oaths and, after being duly sworn on oath deposes and states that she is a citizen of the United States, over the age of eighteen (18), and is a party having no interest in the above styled case, states that she attempted to serve D.C. KEENEN & ASSOCIATES, P.C., d/b/a THE KEENAN LAW FIRM, P.C., c/o DON C. KEENAN and DON C. KEENAN at his business located at 148 Nassau Street, N.W., Atlanta, Georgia 30303. The attempt to serve was unsuccessful because:

1. Attempted service on May 26, 2022 at 3:34 pm. The door to the office was locked. No one responded when I knocked on the door. There was an overhead light on in the front entry area.
2. Attempted service on May 31, 2022 at 1:20 pm. The door to the office was locked. No one responded when I knocked. The same light was on in the front entry area.
3. Attempted service on June 1, 2022 at 3:30 pm. The door to the office was locked, no one responded when I knocked. The same light was on in the front entry area.
4. Attempted service on June 23, 2022 at 10:47 am. The door to the office was locked, no one responded when I knocked. The same light was on in the front entry area.

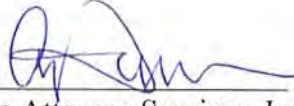
(SIGNATURE ON FOLLOWING PAGE)



EXHIBIT D - 12

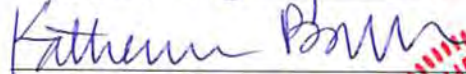
I certify under penalty of perjury that the foregoing is true and correct.

Executed this 6 day of July, 2022



Legal Ease Attorney Services, Inc.  
645 Waldo Street  
Atlanta, GA 30312  
404-849-1240

Sworn to and subscribed before me  
this 6th day of July, 2022



Notary Public

My commission expires:

